



P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David D. Cox et al.

Serial No.: 10/644,049

Examiner: I. Ghali

Filed : August 19, 2003

Group Art Unit: 1615

For : ANTIMICROBIAL CONTAINING SOLVENTLESS HOT
MELT ADHESIVE COMPOSITION

Docket No.: 16011/103/105

TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING
REJECTION (37 C.F.R. 1.321(b))

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an enveloped addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 26th day of July, 2005

07/28/2005 GWORDF1 00000056 10644049

05 FC:2814

65.00 OP

By: Carolyn I. Erickson

Sir:

Name(s) of disclaimant(s) Lawrence M. Nawrocki

Officing at 3433 Broadway Street N.E., Suite 401

Minneapolis, Minnesota 55413

represent that I am

___ an inventor of this invention.

___ an assignee of this invention.

XXX a representative authorized to sign on behalf of the

assignee identified below.

IDENTITY OF ASSIGNEE AND TITLE OF DISCLAIMANT

The assignee is:

Name of assignee Medical Concepts Development, Inc.

Address of assignee 2500 Ventura Drive
Woodbury, Minnesota 55125

Title of Disclaimant Agent and Attorney

and is authorized to sign on behalf of assignee.

Recordal of Assignment in PTO

XXX the assignment was recorded on June 12, 1996

Reel 8044

Frame 0193

___ authorized for recordal of the assignment is separately
attached

Extent of Interest

The extent of my (our) interest is in

XXX the whole of this invention

___ a sectional interest in this invention as follows (here
state the exact interest of the disclaimant(s):

ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION

(37 C.F.R. 3.73(b))

XXX I, a person authorized to sign on behalf of the assignee, have reviewed the evidentiary documents referred to above and certify that, to the best of my knowledge and belief, title is assignee's who seeks to take further action.

DISCLAIMER

Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

XXX United States Patent No. 5,829,442 as presently shortened by any terminal disclaimer

___ Any patent granted on application number _____

and hereby agree that any patent so granted on the above identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to:

XXX United States Patent No. 5,829,442

___ Any patent granted on application number _____

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of:

XXX United States Patent Nos. 5,829,442, as presently shortened by any terminal disclaimer.

___ Any patent granted on application number _____

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 35 U.C.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated above.

FEE STATUS

(37 C.F.R. 120(d) AND 37 C.F.R. 1.321)

___ Other than a small entity - fee \$110.00

XXX Small Entity - fee \$65.00

FEE PAYMENT

XXX Attached is a check in the sum of \$65.00

XXX Charge Account No. 14-0620 for any fee deficiency required by this paper.

___ Charge Account No. 14-0620 the sum of \$_____. A

duplicate of this disclaimer is attached.

Dated: July 26, 2005

Lawrence M. Nawrocki

Lawrence M. Nawrocki

(Signature of Disclaimant)

Respectfully Submitted,

David D. Cox et al.

By their attorney,

Date: July 26, 2005

Lawrence M. Nawrocki

Lawrence M. Nawrocki

Registration No. 29,333

NAWROCKI, ROONEY & SIVERTSON, P.A.

Suite 401, Broadway Place East

3433 Broadway Street Northeast

Minneapolis, MN 55413

Customer No. 05909

Telephone: (612) 331-1464

Facsimile: (612) 331-2239